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13 *Attorney for Defendant*  
14 *Philip Morris International Inc.*

15 UNITED STATES DISTRICT COURT  
16  
17 EASTERN DISTRICT OF CALIFORNIA

18 JOHN DOE, individually and on behalf of all  
19 other persons similarly situated,

20 Plaintiff,

21 vs.

22 PHILIP MORRIS INTERNATIONAL INC.  
and SWEDISH MATCH NORTH AMERICA,  
23 LLC,

24 Defendants.

Case No. 2:24-CV-00987-TLN-CKD

**STIPULATION AND ORDER FOR  
BRIEFING SCHEDULE FOR  
PLAINTIFF'S ADMINISTRATIVE  
MOTION TO PROCEED UNDER A  
PSEUDONYM**

Complaint Filed: March 29, 2024  
Judge: Hon. Troy L. Nunley

1 Plaintiff John Doe and Defendants Swedish Match North America LLC (“Swedish  
2 Match”) and Philip Morris International Inc. (“PMI”), by and through their respective counsel,  
3 hereby stipulate to the below briefing schedule to resolve Plaintiff’s Administrative Motion to  
4 Proceed Under a Pseudonym. The parties agree and stipulate as follows:

5 WHEREAS on April 1, 2024, Plaintiff filed an Administrative Motion to Proceed Under a  
6 Pseudonym (ECF No. 2);

7 WHEREAS, this Court ordered Plaintiff to serve the Motion on Defendants and allowed  
8 Defendants 21 days from their first appearance to file an opposition or statement of non-  
9 opposition;

10 IT IS HEREBY STIPULATED by and between Plaintiff John Doe and Defendants  
11 Swedish Match and PMI:

12 1. Defendants shall file their Oppositions, if any, to Plaintiff’s Administrative Motion to  
13 Proceed Under a Pseudonym no later than May 8, 2024;

14 2. Plaintiff shall file his Reply, if any, no later than May 18, 2024.

15 The parties submit that this schedule will facilitate prompt resolution of Plaintiff’s Motion.

16 Pursuant to Local Rule 131(e), counsel for PMI and counsel for Plaintiff have authorized  
17 the submission of this document.

18 Defendants do not waive any jurisdictional, affirmative, or other defenses.<sup>1</sup>

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26 <sup>1</sup> The filing of this stipulation is not intended to waive and should not be construed to waive any  
27 challenge to personal jurisdiction or other defense available to Defendants under Rule 12(b). *See*  
28 *Freney v. Bank of Am. Corp.*, 2015 WL 4366439, at \*20 (C.D. Cal. July 16, 2015) (filing a notice  
of related cases, notice of appearance, and motion for extension of time to answer did not  
constitute a waiver of Rule 12(b) defense).

1 Dated: April 17, 2024

Respectfully submitted,

2 **MUNGER, TOLLES & OLSON LLP**

3 By: */s/ Bethany W. Kristovich*

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9 *Attorneys for Defendant Swedish Match North*  
10 *America LLC*

11 Dated: April 17, 2024

**LATHAM & WATKINS LLP**

12 By: */s/ Christine G. Rolph*

13 

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14 christine.rolph@lw.com

15 *Attorney for Defendant Philip Morris*  
16 *International Inc.*

17  
18  
19 Dated: April 17, 2024

**BURSOR & FISHER, P.A.**

20 By: */s/ Brittany S. Scott*

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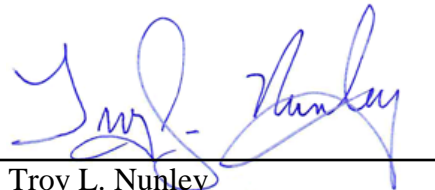
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23 *Attorney for Plaintiff and the Putative Class*  
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1 Pursuant to the foregoing stipulation, **IT IS SO ORDERED.**

2  
3 Dated: April 17, 2024

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6 Troy L. Nunley  
7 United States District Judge  
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